

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

**NINGDE AMPEREX TECHNOLOGY
LIMITED**

v.

ZHUHAI COSMX BATTERY CO., LTD.

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CIVIL ACTION NO. 2:22-CV-00232-JRG

**MINUTES FOR JURY TRIAL DAY NO. 5
HELD BEFORE U. S. DISTRICT JUDGE RODNEY GILSTRAP
February 7, 2024**

OPEN: 08:24 AM

ADJOURN: 04:09 PM

ATTORNEYS FOR PLAINTIFF: See attached

ATTORNEYS FOR DEFENDANT: See attached

LAW CLERKS: Dylan Freeman
Jeffrey Jacobsen
Christian Tatum

COURT REPORTER: Shawn McRoberts, RMR, CRR

COURTROOM DEPUTY: Andrea Brunson, CP

TIME	MINUTE ENTRY
08:24 AM	Court opened.
08:24 AM	Exhibits used prior day read into the record.
08:25 AM	Jury entered the courtroom.
08:26 AM	Continuation Defendant's case-in-chief:
08:26 AM	Continuation direct examination of Dr. Robert S. Maness by Mr. Kruse.
08:42 AM	Cross examination of Dr. Robert S. Maness by Mr. Wolfson.
09:19 AM	Redirect examination of Dr. Robert S. Maness by Mr. Kruse.
09:22 AM	Recross examination of Dr. Robert S. Maness by Mr. Wolfson.
09:22 AM	Completion of testimony of Dr. Robert S. Maness.
09:23 AM	Defendant rested its case-in-chief.
09:23 AM	Plaintiff's rebuttal case:
09:23 AM	Witness sworn.
09:23 AM	Direct examination of rebuttal witness Dr. Mike Akemann by Mr. Wolfson.
09:52 AM	Cross examination of rebuttal witness Dr. Mike Akemann by Mr. Anderson.
10:05 AM	Redirect examination of rebuttal witness Dr. Mike Akemann by Mr. Wolfson.

TIME	MINUTE ENTRY
10:07 AM	Recross examination of rebuttal witness Dr. Mike Akemann by Mr. Anderson.
10:08 AM	Completion of testimony of Dr. Mike Akemann.
10:09 AM	Jury recessed for break.
10:09 AM	Recess.
10:27 AM	Court reconvened.
10:28 AM	Jury returned to courtroom.
10:29 AM	Direct examination of rebuttal witness Dr. Troy Hayes by Mr. Yang.
10:36 AM	Bench conference.
10:37 AM	Bench conference concluded.
10:37 AM	Continuation direct examination of rebuttal witness Dr. Troy Hayes by Mr. Yang.
10:58 AM	Cross examination of rebuttal witness Dr. Troy Hayes by Mr. Yang.
11:25 AM	Redirect examination of rebuttal witness Dr. Troy Hayes by Mr. Yang.
11:27 AM	Completion of testimony of Dr. Troy Hayes.
11:27 AM	Direct examination of rebuttal witness Dr. Steve Martin by Mr. Yang.
11:32 AM	Bench conference.
11:36 AM	Bench conference concluded.
11:36 AM	Continuation direct examination of rebuttal witness Dr. Steve Martin by Mr. Yang.
11:37 AM	Courtroom sealed.
11:37 AM	Continuation direct examination of rebuttal witness Dr. Steve Martin by Mr. Yang.
11:56 AM	Courtroom unsealed.
11:57 AM	Jury recessed for lunch break.
11:57 AM	Recess.
01:02 PM	Court reconvened.
01:04 PM	Jury returned to courtroom.
01:04 PM	Cross examination of rebuttal witness Dr. Steve Martin by Mr. Barney.
01:39 PM	Redirect examination of rebuttal witness Dr. Steve Martin by Mr. Yang.
01:46 PM	Completion of testimony of Dr. Steve Martin.
01:46 PM	Direct examination of rebuttal witness Mr. Louis Hruska by Mr. Yang.
02:05 PM	Cross examination of rebuttal witness Mr. Louis Hruska by Mr. Barney.
02:16 PM	Bench conference.
02:17 PM	Bench conference concluded.
02:17 PM	Redirect examination of rebuttal witness Mr. Louis Hruska by Mr. Yang.
02:19 PM	Completion of testimony of Mr. Louis Hruska.
02:19 PM	Plaintiff rested its rebuttal case.
02:20 PM	Both sides rested.
02:20 PM	Court provided instructions to Jury.
02:24 PM	Jury excused for the remainder of the day to return tomorrow at 9:00 AM.
02:25 PM	Court will take up Rule 50(a) motions following recess.
02:28 PM	Recess.
02:52 PM	Court reconvened.
02:53 PM	Court took up Rule 50(a) motions.
02:53 PM	Court provided instruction to the parties re: hearing of Rule 50(a) motions.
02:58 PM	Court began hearing argument on Rule 50(a) motions.
04:05 PM	Argument concluded.

TIME	MINUTE ENTRY
04:05 PM	Court made rulings as set forth in the record.
04:06 PM	Completion of hearing re: Rule 50(a) motions.
04:06 PM	Court to recess and reconvene at 4:20 PM to conduct informal charge conference (off the record) in chambers.
04:07 PM	Formal charge conference (on the record) will be conducted at 8:00 AM tomorrow morning followed by the Court's final instructions to the Jury and closing arguments.
04:09 PM	Recess.